

Sir—I am instructed by the House to inform you of the passage of the following bill:

"An act to amend an act approved May 25, 1889, being 'An act to amend an act to re-enact section 28 of an act to redistrict the State into judicial districts and fix the time for holding court therein, and to provide for the election of judges and district attorneys in said districts at the next general election to be held on the first Tuesday after the first Monday in November, 1884, approved April 9, 1883,' and to amend section 28 of said act, approved February 26, 1885, and to create the Forty-ninth judicial district, to provide for the appointment and election of a district judge and a district attorney therein, and to repeal all laws and parts of laws in conflict herewith." Respectfully,

GEO. W. FINGER,

Acting Chief Clerk, H. of R.

Read first time and referred to Judiciary Committee No. 1.

On motion of Senator Seale the Senate went into executive session, on appointments by his excellency, the Governor.

(IN SENATE.)

Senator Townsend moved to take up out of its regular order Senate bill No. 217, entitled "An act to create the county of Foard out of parts of Hardeman, King, Cottle and Knox counties, and to provide for its organization and and put it upon its third reading and final passage.

Adopted

Bill read third time and passed by the following vote:

YEAS—26.

Atlee.	Ingram.	Seale.
Clark.	Johnson.	Pinkins.
Clemens.	Kearby.	Sims.
Crane.	Kimbrongh.	Stephens.
Cranford.	Lubbock.	Townsend.
Finch.	Maetze.	Tyler.
Frank.	McKinney.	Weisiger.
Garwood.	Page.	Whatley.
Harrison.	Potter.	

NAYS—NONE.

The chair announced that Senator Lubbock was appointed on the committee to visit the reformatory at Gainesville in accordance with the concurrent resolution adopted to appoint a committee of two from the House and one from the Senate for that purpose.

Senator Potter moved to further suspend pending business and take up out of its regular order Senate Bill No. 10, entitled "An act prohibiting the making of contracts limiting the time to sue thereon to less than that fixed

by law and providing the character of notice of claim before suit and the manner of giving thereof."

Adopted.

Senator Potter moved that the Senate do not concur in the House amendment and appoint a conference committee.

Adopted.

The Chair appointed Senators Potter, Tyler and Townsend as such committee.

Senator Sims moved to postpone pending business and take up out of its regular order Senate Bill No. 23, entitled "An act to amend article 2224, chapter 2, title 38, of the Revised Civil Statutes of the State of Texas, relating to depositions of witnesses," on its third reading.

Adopted.

Bill read third time and passed.

Senator Cranford moved to adjourn to 3 p. m. this day.

Senator Seale moved to adjourn to 10 a. m. to-morrow.

The following appointments by His Excellency, the Governor, were announced as confirmed by the Senate:

Edwin Hobby and W. E. Collard, to be judges of the commission of appeals of the State of Texas.

W. C. Holland of Dallas county, and L. M. Green of Henderson county, to be inspectors of the penitentiaries of the State of Texas.

The ayes and noes being called for on Senator Seale's motion to adjourn to 10 o'clock to-morrow, it was adopted by the following vote:

YEAS—19.

Atlee.	Ingram.	McKinney.
Clemens.	Johnson.	Seale.
Crane.	Kearby.	Simkins.
Finch.	Kimbrongh.	Sims.
Frank.	Lubbock.	Townsend.
Glasscock.	Maelze.	Weisiger.
Harrison.		

NAYS—9.

Carter.	Garwood.	Stephens.
Clark.	Page.	Tyler.
Cranford.	Potter.	Whatley.

THIRTIETH DAY.

SENATE CHAMBER, }

AUSTIN, TEXAS, Feb. 17, 1891. }

Senate met pursuant to adjournment.

Lientenant Governor Pendleton in the chair.

Roll called.

Quorum present.

The following Senators answering to their names:

PRESENT—27.

Atlee,	Glasscock,	Pope,
Carter,	Harrison,	Potter,
Clark,	Ingram,	Seale,
Clemens,	Kearby,	Sims,
Crane,	Kimbrough,	Stephens,
Cranford,	Lubbock,	Townsend,
Finch,	Maeize,	Tyler,
Frank,	McKinney,	Weisiger,
Garwood,	Page,	Whatley.

Prayer by the chaplain of the House, Dr. Dodge.

Pending reading of the journal Senator Stephens moved that further reading of the same be dispensed with.

PETITIONS AND MEMORIALS.

By Senator Maeize:

Memorial from members of the Farmers' Alliance, Bellville, Austin county, opposed to the State appropriating any sum of money out of the public treasury for having the resources of the State of Texas represented in the Chicago Exposition.

Read first time and referred to the committee on State Affairs.

By Senator Stephens:

Petition of citizens of Wilbarger, Wichita and Archer counties, asking to be exempted from the operation of the stock laws.

Read and referred to the committee on Stock and Stockraising.

Senator Carter made the following report:

COMMITTEE ROOM.

Austin, February 16, 1891

Hon. George C. Pendleton, President of the Senate:

Sir—Your committee on Engrossed Bills have carefully examined and compared

Senate bill No. 211, being "An act to authorize the commissioner of agriculture, insurance statistics and history to have made experiments in the utilization of lignites for fuel and to make an appropriation therefor.

And find the same correctly engrossed.

CARTER, Chairman.

The President gave notice of signing, and signed in presence of the Senate, Senate bill No. 16, prescribing the time for holding courts in the Forty-sixth judicial district.

Also Senate bill No. 129, entitled "An act to prescribe the time of holding the district court in the Thirty-seventh and Forty-fifth judicial districts, embracing the county of Bexar.

Senator Simkins made the following report:

COMMITTEE ROOM.

Austin, February 16, 1891.

Hon. George C. Pendleton, President of the Senate:

Sir—Your Committee on Constitutional Amendments, to whom was referred

Senate Joint Resolution bill No. 3, being a joint resolution amending section 11, article 16 of the constitution of the State of Texas and fixing legal rate of interest at 6 per cent and conventional rate at 8 per cent,

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass.

Amend section 2 by striking out all after the word "words" and insert the following:

"For amendment to section 11, article 16, prescribing a lower rate of interest," and all voters opposed to said amendment shall write or have printed on their ballots the words "against the amendment to section 11, article 16 prescribing a lower rate of interest."

SIMKINS, Chairman.

Bill and amendment read the first time.

Senator Potter made the following report:

COMMITTEE ROOM.

Austin, February 17, 1891.

Hon. Geo. C. Pendleton, President of the Senate:

Sir—Your committee on Towns, Cities and Corporations, to whom was referred

House bill No. 20, being "An act to amend title 17, chapter 6, of the Revised Statutes of the State of Texas by adding thereto articles 445a and 445b."

Have had the same under consideration, and I am instructed to report the same back to the House with the recommendation that it do pass, with the following amendment:

Strike out all after the word "case," in line 2, page 2, down to and including the word "lien," in line 9, page 2, of said bill.

POTTER, Chairman.

Senator Tyler made the following report:

COMMITTEE ROOM,

Austin, February 17 1891.

Hon. Geo. C. Pendleton, President of the Senate.

Sir—Your Judiciary committee No. 2 to whom was referred,

Senate bill No. 251, being "An act to declare it unlawful for corporations to do business in this state which are

not authorized to incorporate under the laws of this state, and to provide a penalty for the violation of this act, and to provide for the institution of suits for the recovery hereof by the attorney general, and the monies so recovered to be a part of the available school fund."

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass with the following amendment:

1. In line 4 of section 4 after the word "attorney general" insert the following "or by any district or county attorney in any county where such corporation may transact business."

2. "Amend the caption of the bill to conform to said amendment.

3. Amend section 2 line 6 by striking out the words "six months" and substitute therefor the words "two years."

All of which is respectfully submitted.

TYLER, Chairman.

Senator Tyler made the following report:

COMMITTEE ROOM,
Austin, February 17, 1891.

Hon Geo. C. Pendleton, President of the Senate;

Sir—Your Judiciary committee No 2, to whom was referred House bill No. 96, being "An act to amend sections 3 and 5 of an act in relation to chattel mortgages and other instruments intended to operate as mortgages or liens upon personal property and the record thereof,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, with the following amendments:

1. Strike out all after the enacting clause and insert the following: That sections 2, 3 and 5 of an act in relation to chattel mortgages and other instruments intended to operate as mortgages of or liens upon personal property and the record thereof, approved April 22, 1879, be so amended as to hereafter read as follows:

Section 2. Upon receipt of such instrument the clerk shall indorse thereon the day and hour when the same was deposited in his office for record and shall keep the same on file in his office for the inspection of all parties interested until satisfaction thereof shall be entered as provided in section

5 of this act; provided that if a copy be presented to the clerk for filing instead of the original instrument, he shall carefully compare such copy with the original and the same shall not be filed unless it is a true copy thereof, and a copy can be filed only when the original has been witnessed by two subscribing witnesses or acknowledged or proven for record and certified as required in case of other instruments for the purpose of being recorded.

Section 3. A certified copy of any such instrument so filed, as aforesaid, certified to under the hand and seal of the clerk of the county court in whose office the same shall have been filed, shall be admitted as evidence in like manner as the original might be, unless the execution of the original has been denied under oath by the party sought to be charged thereby; provided, that the party desiring to use such instrument shall file the same in the papers of the cause before announcing ready for trial and not afterwards; and such certified copy shall in all cases be received as evidence of filing and entry thereof in chattel mortgage record according to the endorsement of the clerk thereon.

Section 5. When the debt secured by any such instrument shall have been paid or satisfied it shall be the duty of the mortgagee, his assignee, attorney or legal representative, to enter or cause to be entered and attested by the clerk as aforesaid, satisfaction thereof, in the record book in which the instrument is entered, which may be done under the head of "Remarks" and any instrument acknowledging payment or satisfaction need not be recorded at length, but the entry as above provided, showing the same has been paid shall be sufficient, and the original instrument or copy thereof on file shall then be delivered to the mortgagor or maker upon demand.

The fact that chattel mortgages which have been satisfied are accumulating and required to be kept and preserved in the county clerk's office under existing laws, and a simpler method of filing and proving chattel mortgages is necessary, makes it an imperative necessity and an emergency that the constitutional rule requiring this bill to be read on three several days be suspended, and that this act take effect and be in force from and after its passage.

2. Insert "2" between the word "sections" and "3" in the caption.

All of which is respectfully submitted.

TYLER, Chairman.

Senator Tyler made the following report:

COMMITTEE ROOM,
Austin, February 17, 1891.

Hon. Geo. C. Pendleton, President of the Senate:

Sir—Your Judiciary committee No. 2, to whom was referred

Senate bill No 255, being "An act for the protection of discharged employes and to prevent black-listing,"

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it do pass, with the following amendments:

1. Insert after the word "discharge," in section 1, line 8, the following: "To such discharged employe as well as to the company or corporation with which he is seeking employment."

2. Insert after the word "employment," in section , page 2, the words: "His actual damages and in addition thereto not less than \$100 nor more than \$500."

3. Amend bill by adding thereto sections 3 and 4 to read as follows. "Section 3. Any person, association or corporation in this State requiring of an employe as a prerequisite to the employment of any person, a bond for the faithful performance of duty, shall accept a bond with resident sureties of this State, and in case of a failure or refusal to do so, shall forfeit and pay to the party, employee or applicant, the sum of \$500, to be recovered in any court in this State having jurisdiction of the amount. No such bond shall ever hereafter be valid and binding the sureties on which are non-residents of this State. It shall be unlawful for any such person, association or corporation to be or become in any way interested in premiums required to be paid for such suretyship or receive any part thereof, and in case of a violation hereof shall forfeit and pay to the party paying the premium as in this section hereinbefore provided."

"Section 4. That all laws and parts of laws in conflict herewith are hereby repealed."

All of which is respectfully submitted

TYLER, Chairman.

Senator Tyler offered the following report:

COMMITTEE ROOM,
Austin, February 17, 1891.

Hon. George C. Pendleton, President of the Senate:

Sir—Your Judiciary committee No. 2, to whom was referred

Substitute House bill for Senate bill No. 12, being "An act to amend article 182 of the revised civil statutes of the State of Texas,"

Have had the same under consideration and I am instructed to report the same back to the Senate with the recommendation that it do pass.

All of which is respectfully submitted.

TYLER, Chairman.

The chair announced that the following invitation had been overlooked at the proper time, and had it read by the secretary:

February 14, 1891.

To Gov. Geo. C. Pendleton, President of the Senate:

Sir—The pupils of the Institution for the Blind ask you to cordially invite the honorable Senators to attend a free concert which they will give to-night at the institution. The exercises begin at 8:30 p. m.

FRANK RAINEY, Supt.

On motion of Senator Harrison Senator Johnson was excused until Friday on account of important business.

On motion of Senator Glasscock Assistant Journal Clerk Moseley was excused for last Saturday on account of important business.

On motion of Senator Harrison Senator Pope was excused on last Saturday and yesterday on account of important business.

BILLS AND RESOLUTIONS.

By Senator Townsend (by request), a bill to be entitled "An act to regulate corporations engaged in the business of guaranteeing or acting as security for the fidelity of persons in public or private offices, employments or positions, and the agents of such corporations, and prescribing penalties for failure to comply with the provisions therefor.

Read first time and referred to Judiciary committee No. 2.

Senator Simkins offered the following concurrent resolution:

Resolved, the House concurring, that a joint committee consisting of five Senators, to be appointed by the President, and five members of the

House, to take into consideration and report to their respective Houses, a constitutional amendment to the judiciary article.

Adopted.

By Senator Townsend (by request):

A bill to be entitled "An act to require certain corporations to give to their discharged employes agents or servants, the causes of their removal or discharge when discharged or removed.

Read first time and referred to Judiciary committee No. 2.

By Senator Tyler:

A bill to be entitled "An act to repeal article 4787, chapter 1, title 96, of the Revised Civil Statutes of the State of Texas.

Read first time and referred to Judiciary committee No. 2.

Senator Glasscock offered the following:

Resolved, that on and after the 23d of February, 1891, the Senate have evening sessions.

Ordered to lie over one day.

By Senator Pope:

A bill to be entitled "An act to amend article 2219, title 38, chapter 2, of the Revised Statutes of the State of Texas."

Read first time and referred to Judiciary committee No. 1.

By Senator Carter:

A bill to be entitled "An act authorizing the county commissioners court of each county to appoint a commissioner of deeds to execute conveyances in the name of the county of lands previously conveyed by such county, when the records of such deeds have been destroyed.

Read first time and referred to Judiciary committee No. 1.

By Senator Kimbrough:

A bill to be entitled "An act to amend article 2903, title 52, of the revised civil statutes of the State of Texas."

Read first time and referred to committee on State Affairs.

Senator Clemens moved to call up the motion of Senator Townsend to reconsider the vote passing Senate bill No. 88, entitled "An act to make it penal for any railroad company, transportation company or any kind of common carriers or for any officer, agent or employe of same, to grant, issue, send or deliver any free pass or ticket, or pass or ticket at a discount other than as sold to the public generally, or for any legislative, executive or judicial officer of

this State, or for any district, county or municipal officer whatsoever in this State, to accept, use or travel on such free pass or ticket or such pass or ticket at a discount, other than as sold to the public generally, and to prescribe a punishment therefor.

The motion prevailed by the following vote:

YEAS—26.

Atlee,	Glasscock,	Potter,
Carter,	Harrison,	Seale,
Clark,	Ingram,	Simkins,
Clemens,	Kearby,	Stephens,
Crane,	Kimbrough,	Townsend,
Cranford,	Maetze,	Tyler,
Fi ch,	McKinney,	Weisiger,
Frank,	Page,	Whatley,
Garwood	Pope,	

NAYS—2.

Lubbock, Sims,

Senator Glasscock moved the previous question, which was ordered.

The main question being under consideration the motion to reconsider was lost by the following vote:

YEAS—9.

Atlee,	Lubbock,	Sims,
Harrison,	Pope,	Stephens,
Ingram,	Seale,	Townsend,

NAYS—19.

Carter,	Frank,	McKinney,
Clark,	Garwood,	Page,
Clemens,	Glasscock,	Potter,
Crane,	Kearby,	Simkins,
Cranford,	Kimbrough,	Tyler,
Finch,	Maetz,	Weisiger,
		Whatley,

We vote to reconsider because:

We cannot impute to all of the officers of this State a want of honesty, by intimating that they could be bought or influenced by a free pass, and because the bill extends to others than members of the legislature.

STEPHENS,
HARRISON,
H. T. SIMS,
INGRAM,
POPE,
ATLEE.

I vote "aye" to reconsider Senate bill No. 88 in order to strike from it unnecessary verbiage reflecting upon the legislature which was engrafted on the bill in the Senate in my opinion to defeat it.

TOWNSEND.

By consent, Senator Simkins made the following report:

COMMITTEE ROOM,
Austin, February 16, 1891.

Hon. Geo. C. Pendleton, President of the Senate:

Sir—Your committee on Constitutional amendments, to whom was referred

Senate joint resolution No. 8, being a joint resolution amending article 16, section 11, of the constitution of the State of Texas,

Have had the same under consideration, and I am instructed to report the same back to the Senate with the recommendation that it be considered in connection with Senate joint resolution No. 3, as it is the same in substance, which has been reported favorably.

SIMPKINS, Chairman.

REGULAR ORDER.

Senate bill No. 2, a bill to be entitled "An act to empower the State board of education to procure for use in the common schools of the State of Texas a series of text books, defining the duties of certain officers therein named with reference thereto, making appropriations therefor, defining certain felonies and misdemeanors, providing penalties for the violation of the provisions of this act, and declaring an emergency."

On second reading.

Senator Page moved the previous question on the amendment, which was ordered.

Senator Crane made the following privileged reports:

COMMITTEE ROOM,
Austin, February 17, 1891.

Hon. George C. Pendleton, President of the Senate:

Sir—Your committee on Enrolled Bills have carefully examined and compared

Senate bill No. 16, being "An act prescribing the time for holding court in the Forty-sixth judicial district and to repeal all parts of laws in conflict therewith."

And find the same correctly enrolled, and have this day at 10:20 o'clock, a. m., presented the same to the governor for his signature.

CRANE, Chairman.

COMMITTEE ROOM,
Austin, February 17, 1891.

Hon. George C. Pendleton, President of the Senate:

Sir—Your committee on Enrolled bill have carefully examined and compared

Senate bill No. 129, being "An act to prescribe the time of holding the District court in the Thirty-seventh and Forty-fifth Judicial Districts embracing the county of Bexar,"

And find the same correctly enrolled and have this day, at 10:25 o'clock a. m., presented the same to the Governor for his signature.

CRANE, Chairman.

Question recurred to the substitute of Senator Stephens for the amendments of Senators Harrison and Page.

Senator Glasscock made the point of order that the substitute was out of order because it strikes out both the amendments and offers nothing in their place, and could not be considered at this time until the amendments of Senators Harrison and Page were disposed of.

The chair sustained the point of order.

Question recurred to the amendment to the amendment offered by Senator Page, which was adopted.

Question recurring to the amendment as amended and the ayes and noes being called for, it was lost by the following vote.

YEAS—7.

Crane,	Kimbrough,	McKinney,
Harrison,	Lubbock,	Pope,
		Tyler.

NAYS—16.

Clark,	Ingram,	Simpkins,
Clemens,	Kearby,	Sims.
Cranford,	Maetze,	Stephens,
Finch,	Page,	Weisiger,
Frank,	Potter,	Whatley.
Garwood,	Seale,	

Question recurring to the amendment of Senator Stephens it was adopted by the following vote:

YEAS—13.

Clemens,	Kearby,	Potter,
Finch,	Lubbock,	Seale,
Garwood,	Page,	Simpkins,
Harrison,	Pope,	Stephens.
Ingram,		

NAYS—10.

Crane,	Kimbrough,	Tyler.
Cranford,	Maetze,	Weisiger,
Frank,	McKinney,	Whatley.
Glasscock,	Sims,	

(Senator Kimbrough in the chair.)

Senator Sims offered the following report:

Amend by adding after the word "trustees," in line 28, page 41 (printed bill) as follows, "of his county."

Adopted.

Senator Crane offered for Senator Johnson (who was necessarily absent)

the following amendment:

Add to section 6:

Any retail or wholesale dealer in school books in this State may furnish to the patrons or pupils of any free school at a price not to exceed fifteen per cent profit on the prices contracted for by the board of education. Any person who shall sell any such book for use in the public schools at a greater price than above provided, shall be guilty of a misdemeanor and for each such offense shall be fined in a sum not more than \$20

Which was afterward temporarily withdrawn.

Senator Clark moved to reconsider the vote by which the amendment of Senator Stephens was passed and asked that his motion be spread upon the Journal.

Senator Page moved to lay the motion on the table which prevailed by the following vote.

YEAS—13.

Clemens,	Kearby,	Simkins,
Finch.	Kimbrough,	Stephens,
Garwood,	Maetze,	Townsend,
Glasscock,	Page,	Whatley.
Ingram,	Potter,	

NAYS—7.

Clark,	Frank.	Pope.
Crane,	McKinney,	Tyler,
Cranford,		

Senator Tyler moved that section 6 be passed over for the present.

Adopted.

Section 7 was read and considered.

On motion of Senator McKinney Senator Atlee was excused for today on account of important business.

Senator Potter offered the following amendment:

Amend section 7 by adding thereto the following:

Provided always that if the trustees of any school should order more books or different books than the school for which they are ordered need, the said trustees shall have the right to return such books so erroneously ordered to the county superintendent, or county judge (as the case may be) of the county, who shall have authority to furnish said books to any other school of the county at the prices they were so originally ordered, and under the provisions of this act, the same as if originally ordered for such last school.

Adopted.

Senator Tyler offered the following amendment:

Amend section 7 by adding thereto the following:

The county superintendent or county judge, as the case may be, shall be allowed a clerk at a salary of one hundred dollars a year, to be paid out of the school fund apportioned to the county to aid him in the performance of the duties prescribed by this act.

Senator Harrison offered the following amendment to the amendment:

Amend the amendment by striking out one hundred, and substitute therefor three hundred dollars.

Senator Kearby offered the following substitute for the pending amendments:

Substitute the amendments by the following: That the county superintendents and county judges performing the services required of them under the provisions of this act shall be allowed a sum not less than seventy-five dollars and not more than two hundred dollars per annum, the amount to be fixed by the commissioners' court of their respective counties and to be paid out of the general revenue of said county.

Which substitute was accepted by Senator Tyler, and adopted by the following vote:

YEAS—14.

Clark,	Ingram.	Page,
Crane,	Kearby,	Sims,
Finch,	Kimbrough,	Stephens,
Frank.	Lubbock,	Tyler.
Glasscock,	Maetze,	

NAYS—10.

Cranford,	Potter,	Townsend.
Garwood,	Seale,	Weisiger,
Harrison,	Simkins,	Whatley.
McKinney,		

Section 7 was adopted as amended.

Section 8 read and considered.

Senator Kearby offered the following amendment:

Amend section 8, line 27, page 5, by adding after the word "county," the following, "attorney upon request of the county."

Lost.

Senator Maetze offered, the following amendment:

Section 8, line 26, page 5, after the word "moneys" add "and books."

Adopted.

Section 8 was adopted as amended.

Section 9 considered and adopted.

Section 10 read and considered.

Senator Sims offered the following amendment:

Amend by adding after the word "county," in line 19, page 6, the words, "stating the kind and price of the books sold," and after the word "number," in line 20, page 6, the words,

"kind and price," and to strike out, in lines 20 and 21, page 6, the words, "which report shall be accompanied by," and insert in lieu thereof the words, "and the amount of," and to strike out in lines 25 and 26, page 6, the words, "transmit the cash as required by this section" and insert in lieu thereof the words, "and pay over the money received from the sale of the books under this act," and to strike out the word "transmitted" in line 29, page 6, and insert in lieu thereof the words, "paid over to the party entitled thereto."

Senator Frank called for a division of the amendment.

The first division of the amendment was adopted.

The second division was adopted.

The third division was lost.

Senator Sims moved to reconsider.

Adopted.

The third division was adopted.

The fourth division was lost.

Senator Page moved to reconsider, which was adopted by the following vote:

YEAS—19.

Clark,	Kearby,	Seale,
Clemens,	Kimbrough,	Sims,
Crane,	Lubbock,	Townsend,
Cranford,	Maetze,	Tyler,
Garwood,	McKinney,	Weisiger,
	Page,	Whatley.
Ingram,		

NAYS—6.

Finch,	Glasscock,	Simkins,
Frank,	Potter,	Stephens,

The fourth division of the amendment was adopted.

The fifth division was adopted.

Section 10 as amended was adopted.

Senator Garwood moved to adjourn to 10 a. m. to-morrow.

Senator Potter moved to adjourn to 2:30 this afternoon.

Senator Garwood's motion prevailed.

THIRTY-FIRST DAY.

SENATE CHAMBER, }
AUSTIN, February 18, 1891. }

Senate met pursuant to adjournment.

Lieutenant Governor Pendleton in the chair.

Roll called.

Quorum present.

The following senators answering to their names:

Atlee,
Carter,
Clark,
Clemens,
Crane,
Cranford,
Finch,
Frank,
Garwood,

PRESENT—27.

Glasscock,	Pope,
Harrison,	Potter,
Ingram,	Seale,
Kearby,	Simkins,
Kimbrough,	Sims,
Lubbock,	Stephens,
Maetze,	Tyler,
McKinney,	Weisiger,
Page,	Whatley.

ABSENT—None.

Prayer by the chaplain, Dr. Smoot.

Pending the reading of the journal, on motion of Senator Tyler the further reading of the same was dispensed with.

PETITIONS AND MEMORIALS.

By Senator Glasscock (by request):

Memorial and protest against the passage of the new Austin city charter by certain citizens of Austin.

Read first time and referred to committee on Incorporated Cities and Towns.

By Senator Glasscock (by request):

Petition and protest of citizens of Galveston in relation proposed amendment to the city charter.

Read first time and referred to committee on Incorporated Cities and Towns.

By Senator Tyler:

Petition for the repeal of the Sunday law.

Read first time and referred to committee on State Affairs.

By Senator Maetze (by request):

Petition for the repeal of the Sunday law from Bellville, fifty-three names.

Read first time and referred to committee on State Affairs.

COMMITTEE REPORTS.

Senator Potter offered the following majority and minority reports from the conference committee appointed yesterday:

MAJORITY REPORT.

CONFERENCE COMMITTEE ROOM,
Austin, February 17, 1891.

Hon. George C. Pendleton, President of the Senate:

Sir—Your Conference committee appointed to consider the differences between the two Houses on Senate bill No. 10, have had the same under consideration, and beg leave to report that we have unanimously agreed upon such differences and report said bill, with the amendment, back and